

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division

CARON NAZARIO,
Plaintiff,

v.

JOE GUTIERREZ,
in his personal capacity,

and

DANIEL CROCKER,
in his personal capacity
Defendants.

Civil Action No. 2:21CV169 (RCY)

ORDER

Having weighed the arguments presented by counsel at the final pretrial conference on December 20, 2022, and for the reasons stated on the record, the Court rules as follows:

- Plaintiff's objection to Defendant Gutierrez's Exhibit No. 1¹ is OVERRULED;
- Plaintiff's objection to Defendant Gutierrez's Exhibit No. 8 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Exhibit No. 3 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Exhibit No. 4 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Exhibit No. 5 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Exhibit No. 8 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Reserve Exhibit No. 1 is DEFERRED

¹ This order identifies parties' exhibits by the numbers used in the Parties' Jointly Filed Objections to Proposed Exhibits (ECF No. 193-1).

UNTIL TRIAL;

- Plaintiff's objection to Defendant Crocker's Reserve Exhibit No. 2 is DEFERRED UNTIL TRIAL;
- Plaintiff's objection to Defendant Crocker's Reserve Exhibit No. 3 is SUSTAINED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 1 are OVERRULED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 2 are OVERRULED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 8 are OVERRULED;
- Defendant Gutierrez's objection to Plaintiff's Exhibit 11 is WITHDRAWN²;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 22 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 27 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 33 are SUSTAINED³;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 34 are SUSTAINED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 35 are SUSTAINED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 36 are SUSTAINED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 37 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 40 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 42 are

² Defendant Gutierrez withdrew this objection at the Final Pre-trial Conference.

³ Plaintiff withdrew this exhibit prior to ruling by the Court.

DEFERRED UNTIL TRIAL;

- Defendant Gutierrez's objection to Plaintiff's Exhibit 46 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 47 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 48 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 49 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 50 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Exhibit 54 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Exhibit 59 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Exhibit 60 is WITHDRAWN⁴;
- Defendant Gutierrez's objection to Plaintiff's Exhibit 61 is OVERRULED;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 62 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 63 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 64 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 71 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 75 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 77 are OVERRULED IN PART AND DEFERRED IN PART⁵;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 79 are

⁴ Defendant Gutierrez withdrew this objection at the Final Pre-trial Conference.

⁵ Objections to the invoices are overruled. Objections to the Progress Notes are deferred until trial.

OVERRULED IN PART AND DEFERRED IN PART⁶;

- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 84 are OVERRULED IN PART AND DEFERRED IN PART⁷;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 85 are OVERRULED IN PART AND DEFERRED IN PART⁸;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 87 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 88 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Exhibit 91 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit 1 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 4 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 8 is DEFERRED UNTIL TRIAL;
- Defendant Crocker's objection to Plaintiff's Reserve Exhibit 9 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 10 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 11 is DEFERRED UNTIL TRIAL;
- Defendant Crocker's objection to Plaintiff's Reserve Exhibit 13 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 16 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit

⁶ Objections to the invoices are overruled. Objections to the Progress Notes are deferred until trial.

⁷ Objections to the invoices are overruled. Objections to the Progress Notes are deferred until trial.

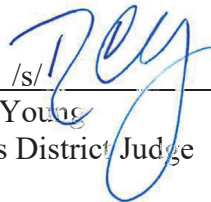
⁸ Objections to the invoices are overruled. Objections to the Progress Notes are deferred until trial.

17 are OVERRULED;

- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit 18 are WITHDRAWN⁹;
- Defendant Crocker's objection to Plaintiff's Reserve Exhibit 19 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit 20 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit 21 are DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's objection to Plaintiff's Reserve Exhibit 22 is DEFERRED UNTIL TRIAL;
- Defendant Gutierrez's and Defendant Crocker's objections to Plaintiff's Reserve Exhibit 23 are DEFERRED UNTIL TRIAL;

Let the Clerk file this order electronically and notify counsel accordingly.

It is so ORDERED.



/s/ Roderick C. Young
United States District Judge

Richmond, Virginia

Date: December 22, 2022

⁹ Both Defendant Gutierrez and Defendant Crocker withdrew their objections during the Final Pre-trial Conference.

